

CLASSIFICATION OFFICE DECISION

Title of publication: Schoolgirl Intruder Rape - Motherless.com

Other known title(s): Not stated

OFLC ref: 1900251.002

Medium: Video File

Maker: Not stated

Country of origin: Japan

Language: Japanese

Applicant: Commissioner of Police

Classification:	Objectionable.
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Excisions: No excisions recommended

Descriptive note: None

Display conditions: None

Date of entry in Register: 28 August 2019

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 28 August 2019

	Components	Running time
Feature(s):	Schoolgirl Intruder rape - Motherless.com	45:52
Total running time:		45:52

Summary of reasons for decision:

The amateur video file presents what appears to be a young girl being raped by a man. While the age of the female involved is difficult to discern her actual age is irrelevant given that the video is contrived to convincingly present her as a child and her demeanour remains childlike throughout. The rape is prolonged and frequently focuses on her level of fear and reluctance. The Classification Office has considered the possibility that the video file depicts a consensual rape fantasy between adults involved in age play but this is not obvious from the content of the video itself. There are no credits or disclaimers, nor is there any discussion around the parameters of the role play that might mitigate the effect that the video salaciously shows a man raping a young girl. The video is clearly intended to be sexually arousing to people with a prurient interest in sexual violence against children.

The video has a strong normalising effect by presenting children as available to be raped and exploited. It also presents them as legitimate and appropriate subjects for adult sexual fantasy. As a video file the publication can be shared widely among likeminded individuals via a variety of devices and has already been posted online. The availability of such material tends to break down social taboos against seeing children as sexually arousing for adults. This classification interferes with the right to freedom of expression contained in the New Zealand Bill of Rights Act, but is an outcome that is consistent with Parliament's intention that publications falling under s3(2) of the Films, Videos, and Publications Classification Act 1993 be deemed objectionable. The classification also reflects the concern of a free and democratic society to protect its young and vulnerable members from sexually violent exploitation.